

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 218**

February 11, 2015

**SUMMARY OF BILL:** Requires a parent under indictment for or charged with the offense of aggravated child abuse, child sexual abuse, or severe child sexual abuse to be conclusively presumed to present a substantial risk of harm to the child during the pendency of the charges regarding child custody matters before the court.

The court is prohibited from awarding any type of custody to a parent who is under indictment or charged with the offense of aggravated child abuse, child sexual abuse, or severe child sexual abuse prior to the awarding of custody. The indictment or charge of these offenses shall constitute a material change in circumstance for the purpose of modifying any existing child custody orders.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- The provisions of the bill will affect the parental custody between private parties and will not affect any children currently under the supervision of the Department of Children's Services.
- A small increase in cases in the court system, which will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "Jeffrey L. Spalding".

Jeffrey L. Spalding, Executive Director

/kml